

CONVENTION ON INTERNATIONAL TRADE IN ENDANGERED SPECIES  
OF WILD FAUNA AND FLORA



Fifty-eighth meeting of the Standing Committee  
Geneva (Switzerland), 6-10 July 2009

Interpretation and implementation of the Convention

Review of Resolutions and Decisions

SUBSTANTIVE REVISION OF RESOLUTIONS

1. This document has been prepared by the Secretariat.
2. In the context of its continuing review of Resolutions, the Secretariat intends to prepare proposals for revision of a number of Resolutions, for consideration at the 15th meeting of the Conference of the Parties. These proposals arise from: the normal work of the Secretariat, in the course of which it becomes aware of a variety of problems of interpretation or implementation of the Resolutions; the Secretariat's regular review of Resolutions with a view to proposing consolidations; the editorial review, that is taking place in fulfilment of Decision 14.19; and correspondence from Parties and organizations suggesting the need for corrections.
3. In consequence, the Secretariat will be reviewing the following Resolutions, and is likely to prepare proposals to amend them, for the reason indicated:

Conf.	Reason
<b>2.11 (Rev.)</b> <i>Trade in hunting trophies of species listed in Appendix I</i>	Possibly to introduce a definition of 'hunting trophy' (here or elsewhere)
<b>5.10</b> <i>Definition of 'primarily commercial purposes'</i>	To delete a now-incorrect reference to Resolution Conf. 2.12, in paragraph e) of the Annex
<b>7.12 (Rev.)</b> <i>Marking requirements for trade in specimens of taxa with populations in both Appendix I and Appendix II</i>	To clarify the third preambular paragraph
<b>9.5 (Rev. CoP14)</b> <i>Trade with States not party to the Convention</i>	To suggest that the Secretariat, instead of deleting details received more than two years previously, should simply indicate in the Directory the date when details were received from non-Parties
<b>9.19 (Rev. CoP13)</b> <i>Guidelines for the registration of nurseries exporting artificially propagated specimens of Appendix-I species</i>	To ensure consistency with Resolution Conf. 11.11 (Rev. CoP14) on <i>Regulation of trade in plants</i> ; and to eliminate internal inconsistencies [e.g. between paragraphs a) v) and c) of Annex 2]
<b>10.10 (Rev. CoP14)</b> <i>Trade in elephant specimens</i>	To clarify who owns the data that are maintained in the ETIS database, what can be done with them and how they should be secured

Conf.	Reason
<b>11.3 (Rev. CoP14)</b> <i>Compliance and enforcement</i>	To remove the limited amount of text that relates to compliance and place it in Resolution Conf. 14.3 on <i>Compliance procedures</i> ; and to eliminate the out-of-date reference to the report on alleged infractions
<b>11.11 (Rev. CoP14)</b> <i>Regulation of trade in plants</i>	<ul style="list-style-type: none"> <li>- To clarify [here or in Resolution Conf. 12.3 (Rev. CoP14)] whether permits for orchid hybrids need to include the names of the 'parental' species.</li> <li>- In the section "Regarding the definition of 'artificially propagated'", to ensure that there is no inconsistency between paragraph b) under the first 'DETERMINES' and the paragraph under 'RECOMMENDS'</li> </ul>
<b>11.18</b> <i>Trade in Appendix-II and -III species</i>	To ensure consistency with Resolution Conf. 14.3, and with Resolution Conf. 10.3 on <i>Designation and role of the Scientific Authorities</i> , paragraph f)
<b>11.21 (Rev. CoP14)</b> <i>Use of annotations in Appendices I and II</i>	To take account of the fact that specimens of some species included in Appendix II are deemed to be specimens of species included in Appendix I
<b>12.2</b> <i>Procedure for approval of externally funded projects</i>	To better reflect the costed work programme and the CITES Strategic Vision 2008-2013, which cannot succeed without funds to implement them
<b>12.3 (Rev. CoP14)</b> <i>Permits and certificates</i>	<p><u>In section I:</u></p> <ul style="list-style-type: none"> <li>- To clarify the source code to use for specimens of Appendix-I species bred for commercial purposes in non-registered operations; to delete reference to 'paragraph a)' of Resolution Conf. 11.11 (Rev. CoP14), in the definition of source code A; and to add a reference to Resolution Conf. 12.10 (Rev. CoP14) in the definition of source code D (also in Annex 2)</li> </ul> <p><u>In section II:</u></p> <ul style="list-style-type: none"> <li>- To amend the final paragraph, to refer to re-export certificates only</li> </ul> <p><u>In section IV:</u></p> <ul style="list-style-type: none"> <li>- To delete the paragraph under 'RECOMMENDS', which is inconsistent with Resolution Conf. 13.6 on <i>Implementation of Article VII, paragraph 2, concerning 'pre-Convention' specimens</i></li> </ul> <p><u>In section XV:</u></p> <ul style="list-style-type: none"> <li>- In the section under 'AGREES', to provide for the issuance of a new permit or certificate rather than a duplicate</li> <li>- To clarify that, for specimens of species in Appendix I, permits should always indicate 'Appendix I', even for captive-bred or artificially propagated specimens or species subject to reservations</li> </ul> <p><u>In Annex 1:</u></p> <ul style="list-style-type: none"> <li>- To merge paragraphs g) and q)</li> </ul> <p><u>In Annex 3:</u></p> <ul style="list-style-type: none"> <li>- To make the instructions consistent with those in Annex 2</li> </ul>

<b>Conf.</b>	<b>Reason</b>
<b>12.10 (Rev. CoP14)</b> <i>Guidelines for a procedure to register and monitor operations that breed Appendix-I animal species for commercial purposes</i>	To clarify and simplify the requirements for including new operations in the register, eliminate inconsistencies, specify the kinds of objections that can be made, etc.
<b>12.11 (Rev. CoP14)</b> <i>Standard nomenclature</i>	To restructure the operative part in order to separate out the instructions to the Secretariat and the committees
<b>13.8</b> <i>Participation of observers at meetings of the Conference of the Parties</i>	To ensure consistent use of the term 'observer'
<b>14.7</b> <i>Management of nationally established export quotas</i>	To provide the opportunity to reconsider the provision that when the Secretariat has published an export quota from a Party, it should publish the same quota for subsequent years until it receives a revised quota

4. The Secretariat invites the Standing Committee to take note of its proposals indicated above and to comment on any further consolidations or corrections that are needed. As in the past, the Secretariat would be pleased to consult with any Party that expresses an interest in the revision of any of the Resolutions under review.